IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

PRESENT
THE HON'BLE MR JUSTICE R.SUBHASH REDDY
WRIT PETITION NO : 26389 of 2006

Dated 19th December, 2006

Between

Kakatiya Institute of Management Studies,
Karimnagar, rep. By its Chairman Dr.P.Ravinder Rao

…Petitioner

and

The Convener ICET-2006 (Admissions)
Center for Distance Education,
Osmania University Hyderabad and anr.

…Respondents.

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO :26389 of 2006

ORDER:

Though the Writ Petition is listed for admission, at the request of the learned Counsel appearing on both sides, the Writ Petition is taken up for final disposal.

The petitioner is an institution imparting education in Master of Business Administration and Master of Computer Application courses. In the leftover seats of the Convener quota, institutional spot admissions were made, in which the petitioner has filled four seats in MBA course and one seat in MCA course. When the list of admitted candidates submitted by the petitioner is not accepted for approval, this Writ Petition is filed.

In Writ Petition No. 21800 of 2006 and batch, similar question was considered by this Court, and, by judgment dated 30-11-2006, the said batch of cases were disposed of.

In this case also, the petitioner has issued notification, which was published in the newspapers on 22-09-2006, for filling up of the leftover seats in Convener quota in the institutional spot admissions and admissions were made prior to 30-09-2006 as notified by the respondents in the letter No.ICET-2006/ADMNS/CONVENER/06, dated 20-09-2006.

As much as institutional spot admissions were made within the time frame set by the respondents, and, following the judgment of this Court dated 30-11-2006 passed in Writ Petition Nos. 21800 of 2006 and batch, this Writ Petition is disposed of directing the respondents to approve the list of candidates submitted by the petitioner and allow the candidates admitted in institutional spot admissions to pursue their courses, provided they are otherwise qualified and are admitted within the intake capacity as fixed by the All India Council for Technical Education. However, the petitioner shall file an undertaking within a period of two weeks from the date of receipt of this order before the respondents to the effect that it will abide by the academic schedule for making admissions from the next academic year. It is also made clear that if there is any violation of the academic schedule by the petitioner-college in future, it is open for the respondents to take appropriate steps to disaffiliate the petitioner-college.

Subject to the above directions, the Writ Petition is disposed of at the admission stage. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATE: 19-12-2006

Note: CC by tomorrow
(BO) Msnr.